

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

BLONDER et al.

Serial No.: 09/888,235

Filed: June 22, 2001

Confirmation No.: 8106

Atty. File No.: 42830-00234

For: "DELIVERY VEHICLE  
COMPOSITION AND METHODS FOR  
DELIVERING ANTIGENS AND OTHER  
DRUGS"

) Group Art Unit: 1648

) Examiner: Li, Bao Q.

) REQUEST FOR CONSIDERATION OF  
) INFORMATION DISCLOSURE  
) STATEMENT TO PERMIT  
) DOCKETING OF APPLICATION  
) AS AN APPEAL

VIA ELECTRONIC FILING

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The referenced application is on appeal but has not yet been docketed as an appeal. On April 3, 2007, an Order Returning Undocketed Appeal To Examiner was issued instructing the Examiner to consider an Information Disclosure Statement filed April 11, 2006. Now, over one and a half years later, the application is still awaiting docketing as an appeal because the Information Disclosure Statement has apparently not yet been considered by the Examiner.

The Examiner is respectfully requested to consider the Information Disclosure Statement and put the application in condition for docketing as an appeal.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

Date: November 4, 2008

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